

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

ASHLEY LEONARD,

Plaintiff,

v.

ABC FINANCIAL SERVICES, INC.,

Defendant.

:
: **CIVIL ACTION**
:
: **NO. 2:16-cv-01130-CB**
:
:
:
:
:
:
:
:

STIPULATION SELECTING ADR PROCESS

Counsel report that they have met and conferred regarding Alternative Dispute Resolution (ADR) and have reached the following stipulation pursuant to L.R. 16.2 and the Court's ADR Policies and Procedures.

I. PROCESS.

Select one of the following processes:

 X Mediation

 Early Neutral Evaluation (ENE)

 Court Sponsored Binding¹ Arbitration

 Court Sponsored Non-binding Arbitration

 Court Sponsored Non-binding Arbitration

 Other (please identify process and provider) _____

If you are utilizing a private ADR process, such as the American Arbitration Association, be advised that the case is still governed by the Court's ADR Policies and

¹ For binding arbitration, please complete form "Stipulation to Binding Arbitration" located on the Court's website at www.pawd.uscourts.gov.

Procedures. It is the responsibility of counsel to ensure that all of the proper forms are timely submitted and filed, as required by Policies and Procedures.

II. COSTS.

The parties have agreed to share the ADR costs as follows (do not complete percentages for Court sponsored arbitration. For that process, costs are paid by the Court in accordance with 28 USC §658):

50 % by Plaintiff(s)

50 % by Defendant(s)

If a dispute arises as to compensation and costs for the mediator/neutral evaluator/private arbitrator, the Court will set reasonable compensation and costs.

III. NEUTRAL.

The parties hereby designate by agreement the following individual to serve as Neutral in the above-styled action:

Name of Neutral: Patricia L. Dodge, Esq.

Address of Neutral: Meyer Unkovic Scott
Henry W. Oliver Building
535 Smithfield Street, Suite 1300
Pittsburgh, PA 15222

Telephone & FAX Numbers: 412.456.2800 (phone); 412.456.2864 (fax)

Email address of Neutral: pld@muslaw.com

Date of ADR Session: December 8, 2016

The parties represent that they have contacted the selected prospective neutral and have determined that (1) the neutral is available to conduct the ADR session within the time prescribed by the Court's Policies and Procedures and the above proposed dates and (2) the neutral does not have a conflict that would preclude mediating this matter.

IV. PARTICIPANTS.

Name and title of individual(s) who will be attending the mediation or early neutral evaluation session, **in addition to counsel**, in accordance with **Section 2.7 (Attendance at Session)** of the Court's ADR Policies and Procedures:

For Plaintiff(s) <u>Ashley Leonard</u>	<u>Ashley Leonard</u> Name and title
For Defendant(s) <u>ABC Financial Services, Inc.</u>	<u>Jill Dozier, Chief Operating Officer, or other representative²</u> Name and title
For 3 rd party Deft(s) <u>N/A</u>	<u>N/A</u> Name and title

If there is insufficient space to list all parties who will be attending the session, please add additional sheets as necessary.

Each party certifies that the representative(s) attending the ADR session on its behalf has full and complete settlement authority, **as specified in sub-section (A)(1-3) of the above section of the Court's ADR Policies and Procedures.**

² As per W.D. Pa. ADR Pol. 2.7.A.1.

ACKNOWLEDGEMENT

We, the undersigned parties to this action, declare that this stipulation is both consensual and mutual.

Respectfully Submitted,

**COHEN, SEGLIAS, PALLAS,
GREENHALL & FURMAN, P.C.**

BY: /s/ James McNally
James McNally, Esquire
Pa. Attorney I.D. Number 78341
525 William Penn Place, Suite 3005
Pittsburgh, PA 15219
Office: 412.434.5530
Fax: 412.774.4143
Email: jmcnally@cohenseglias.com
Attorney for Defendant,
ABC Financial Services, Inc.

KIMMEL & SILVERMAN, P.C.

[Counsel for Plaintiff has consented to the filing
of this document]

BY: _____
Amy L. B. Ginsburg, Esq.
30 East Butler Pike
Ambler, PA 19002
Phone: 215-540-8888
Fax: 877-788-2864
Email: aginsburg@creditlaw.com
Attorney for Plaintiff,
Ashley Leonard

Date: October 13, 2016

CERTIFICATE OF SERVICE

I, JAMES McNALLY, hereby certify that on this 13th day of October 2016, I caused a true and correct copy of the foregoing Stipulation Selecting ADR Process to be served via Court's Electronic Filing System, CM/ECF, with courtesy copy via email, upon the following:

Amy L. B. Ginsburg, Esquire
Kimmel & Silverman, P.C.
30 East Butler Pike
Ambler, PA 19002
Phone: 215-540-98888
Fax: 877-788-2864
Email: aginsburg@creditlaw.com
Attorney for Plaintiff,
Ashley Leonard

/s/ James McNally

JAMES McNALLY

Date: October 13, 2016